

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LEONARD J. GIANNINI

Plaintiff(s),

CASE NO. 3:11-CV-04489-TEH

v.

AMERICAN HOME
MORTGAGE SERVICING, _____
Defendant(s).

STIPULATION AND ~~PROPOSED~~
ORDER SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

- Private ADR (please identify process and provider) _____

The parties agree to hold the ADR session by:

- the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*
- other requested deadline _____

Dated: 2/7/12

/s/ Joel M. Feinstein, Esq.
Attorney for Plaintiff

Dated: 2/7/12

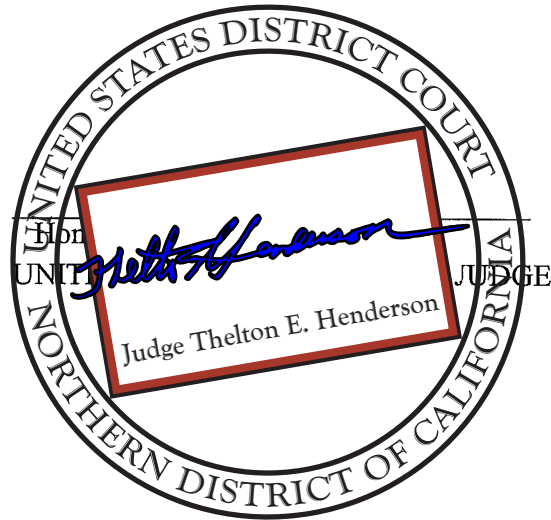
/s/ Joshua R. Hernandez, Esq.
Attorney for Defendant

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~~PROPOSED~~ ORDER

- The parties' stipulation is adopted and IT IS SO ORDERED.
 The parties' stipulation is modified as follows, and IT IS SO ORDERED.

Dated: 02/09/2012



When filing this document in ECF, please be sure to use the appropriate Docket Event, e.g., "Stipulation and Proposed Order Selecting Mediation."

1 **PROOF OF SERVICE**

2 I, Barbara Espinoza, declare as follows:

3 I am employed in the County of Orange, State of California. I am over the age of eighteen (18)
4 and not a party to the within action. My business address is 4665 MacArthur Court, Suite 280, Newport
5 Beach, California 92660. I am readily familiar with the practices of Wright, Finlay & Zak, LLP, for
6 collection and processing of correspondence for mailing with the United States Postal Service. Such
7 correspondence is deposited with the United States Postal Service the same day in the ordinary course of
8 business.

8 On February 9, 2012, I served the within **STIPULATION AND [PROPOSED]**
9 **ORDER SELECTING ADR PROCESS** on all interested parties in this action as follows:

10 by placing the original a true copy thereof enclosed in sealed envelope(s) addressed as
11 follows:

12 Joel M. Feinstein, Esq.
13 Law Offices of Joel M. Feinstein, APC
14 2021 Business Center Drive, Suite 213
15 Irvine, CA 92612
16 Tel.: (949) 419-8912
17 Fax: (888) 900-5155
18 **Attorney for Plaintiff**

16 (BY MAIL SERVICE) I placed such envelope(s) for collection to be mailed on this date
17 following ordinary business practices.

18 (BY PERSONAL SERVICE) I caused to be delivered such envelope by hand delivered to the
19 office of the addressee.

20 (BY FACSIMILE) The facsimile machine I used, with telephone no. (949) 477-9200, complied
21 with California Rules of Court, Rule 2003, and no error was reported by the machine. Pursuant
22 to California Rules of Court, Rule 2006(d), I caused the machine to print a transmission record of
23 the transmission, a copy of which is attached to the original Proof of Service.

24 (BY ELECTRONIC MAIL) I caused each such document to be transmitted electronically to the
25 parties at the e-mail address indicated. To the best my knowledge, the transmission was reported
26 as complete, and no error was reported that the electronic transmission was not completed.

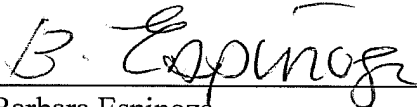
27 (BY NORCO - NEXT DAY DELIVERY) I placed true and correct copies of thereof enclosed in
28 a package designated by Norco Delivery Services with the delivery fees provided for.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at
whose direction the service was made.

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[X] I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on February 9, 2012, at Newport Beach, California.



Barbara Espinoza